

PAUL, WEISS, RIFKIND, WHARTON & GARRISON LLP

1285 AVENUE OF THE AMERICAS  
NEW YORK, NEW YORK 10019-5064  
TELEPHONE (212) 373-3000  
FACSIMILE (212) 757-3990

LLOYD K. GARRISON (1946-1991)  
RANDOLPH E. PAUL (1946-1958)  
SIMON H. RIFKIND (1950-1995)  
(LOUIS S. WEISS (1927-1980)  
JOHN F. WHARTON (1927-1977)

1615 L STREET, NW  
WASHINGTON, DC 20036-5694  
TELEPHONE (202) 223-7300  
FACSIMILE (202) 223-7420

FUKOKU SEIMEI BUILDING  
2-2 UCHISAIWAICHO 2-CHOME  
CHIYODA-KU, TOKYO 100-0011, JAPAN  
TELEPHONE (81-3) 5597-8101  
FACSIMILE (81-3) 5597-8120

UNIT 3601, FORTUNE PLAZA OFFICE TOWER A  
NO 7 DONG SANHUA ZHONGLU  
CHAO YANG DISTRICT  
BEIJING 100020  
PEOPLE'S REPUBLIC OF CHINA  
TELEPHONE (86-10) 5828-6300  
FACSIMILE (86-10) 6530-9070/9080

12TH FLOOR, HONG KONG CLUB BUILDING  
3A CHATER ROAD, CENTRAL  
HONG KONG  
TELEPHONE (852) 2536-9933  
FACSIMILE (852) 2536-9622

ALDER CASTLE  
10 NOBLE STREET  
LONDON EC2V 7JU, U.K.  
TELEPHONE (44 20) 7367 1600  
FACSIMILE (44 20) 7367 1650

MATTHEW W. ABBOTT  
MARK H. ALBRIGHT  
ALLAN J. ARFFA  
ROBERT A. ATKINS  
JOHN F. BAUGHMAN  
LYNN B. BAYARD  
MICHAEL BELLER  
MITCHELL BERNSTEIN  
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ANGELO BONVINO  
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HENRY BOROFF  
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RICHARD J. BRONSTEIN  
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YVONNE Y. CHAN  
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KELLEY A. CORNISH  
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DANIEL J. KRAMER  
DAVID K. LAKHDIR  
JOHN L. LANG  
DANIEL LEFFELL  
XIAOYU GREG LIU  
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MICHAEL V. MASOTTI  
EDWARD S. MAYER  
DAVID W. MAYO  
TOBY S. MYERSON  
JOHN E. NATHAN  
CATHERINE NYARADY  
ALLEN D. OH  
JOHN J. O'NEIL  
KELLEY D. PARKER  
ROBERT P. PARKER  
MARC F. PERLMUTTER  
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VALERIE RADWANER  
CAREY R. RAMOS  
CARL L. REISNER  
WALTER RIEMER  
RICHARD A. ROSEN  
ANDREW N. ROSENBERG  
STEVEN B. ROSENFIELD  
PFETER ROTENBERG  
RANDEL R. RUMEL  
JEFFREY D. SAFERSTEIN  
JEFFREY E. SAMUELS  
DALE M. SARRO  
TERESA E. SCHIMPF  
KENNETH M. SCHNEIDER  
ROBERT B. SCHUMER  
JAMES H. SCHWAB  
STEVEN J. SHIMSHAK  
DAVID R. SIGMAR  
MOSES SILVERMAN  
STEVEN SIMKIN  
JOSEPH J. SIMONS  
MARK A. SOLBERG  
TARIK M. STEWART  
ERIC ALAN STONE  
AIDAN SYNOTT  
RONALD J. TARNOSKY  
JUDITH R. TAYLOR  
DANIEL J. TOAL  
MARK A. UNDERBERG  
LIZA M. VELAZQUEZ  
MARK T. VUOLI  
LAWRENCE G. WEE  
THEODORE V. WELLS JR.  
STEVEN J. WILLIAMS  
LAWRENCE V. WITDORFIC  
JORDAN M. YALOFF  
KAYE N. YOSHINO  
ALFRED D. YOUNGWOO  
TONG YU  
THOMAS A. ZACCONE  
T. ROBERT ZOCHOWSKI JR.

WRITER'S DIRECT DIAL NUMBER

(212) 373-3710

WRITER'S DIRECT FACSIMILE

(212) 492-0710

WRITER'S DIRECT E-MAIL ADDRESS

djohnson@paulweiss.com

April 30, 2008

By Facsimile

The Honorable Loretta A. Preska  
United States District Court  
Southern District of New York  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street, Room 1320  
New York, New York 10007

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Pureland Pictures, Inc. v. Mehret Mandefro, No. 07 Civ. 10448 (LAP)

Dear Judge Preska:

We represent plaintiff Pureland Pictures, Inc. ("Pureland"), and are writing in response to the letter from defendant Dr. Mehret Mandefro that was faxed to the Court earlier today. For the reasons discussed below, we oppose Dr. Mandefro's request for mediation and a further extension of the briefing schedule.

On March 10, 2008, the parties filed a stipulation setting forth a briefing schedule on Pureland's motion for summary judgment. That stipulation was so ordered by this Court on March 12. That schedule provided that after Dr. Mandefro filed her Amended Answer and Counterclaims, Pureland would have two weeks to serve its motion for summary judgment, Dr. Mandefro would have two weeks to serve her opposition papers, and Pureland would have one week to serve its reply. Consistent with that schedule, Pureland served its motion for summary judgment on April 7. Eight days later, on April 15, counsel for Dr. Mandefro contacted us to discuss settling the case. We prepared a draft settlement agreement and sent it to counsel for Dr. Mandefro on April 17. The next day, counsel for Dr. Mandefro requested that we consent to a ten-day extension of the time for Dr. Mandefro to file her opposition papers. We agreed to do so with the hope that we would be able to resolve this dispute amicably. Now, after having

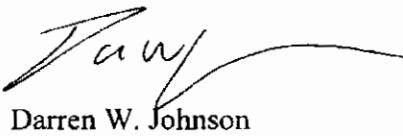
PAUL, WEISS, RIFKIND, WHARTON & GARRISON LLP  
The Honorable Loretta A. Preska

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more than three weeks to prepare her opposition brief, Dr. Mandefro seeks an additional four-and-a-half week extension. The reason offered for this extension is that it is necessary "to give the parties ample time to reach a mutually agreeable settlement." This purported rationale does not hold water.

The parties have been engaged in settlement negotiations for more than two weeks, numerous draft agreements have been exchanged, and the parties have had more than sufficient time to discuss the outstanding issues. At this point, nothing is left to be said, and we are frankly not sure that Dr. Mandefro ever had a good faith intention to settle this case. For those reasons, we do not think that mediation would be productive. We also do not think that a further extension of the briefing schedule is justified. Counsel for Dr. Mandefro have had ample time to prepare their opposition papers and should not be permitted to delay these proceedings any further. There simply is no reason why Dr. Mandefro should need eight weeks to respond to a motion that took us only two weeks to draft. Accordingly, we respectfully request that Your Honor deny the request for an additional enlargement of time.

Respectfully submitted,

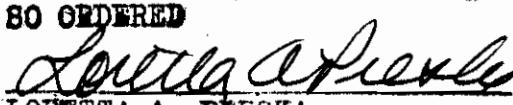


Darren W. Johnson

cc: Michael Ridgway Jones (via facsimile)

Defendant's time to file papers opposing Plaintiff's motion for summary judgment is extended to May 12.

SO ORDERED



LORETTA A. PRESKA  
UNITED STATES DISTRICT JUDGE

May 7, 2008